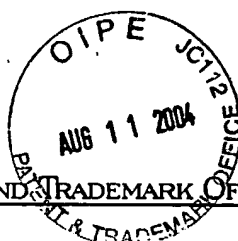




UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,225	03/29/2004	Gary R. Kish	METZ 2 00008

James W. McKee, Esq.  
Fay, Sharpe, Fagan, Minnich & McKee, LLP  
Seventh Floor  
1100 Superior Avenue  
Cleveland, OH 44114-2518

CONFIRMATION NO. 3030

**FORMALITIES LETTER**



\*OC000000012967792\*

Date Mailed: 06/17/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Gary R. Kish*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

08/12/2004 MAHME1 00000088 10812225

01 FC:2051

65.00 OP

*A copy of this notice **MUST** be returned with the reply.*

T. TU

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : KISH, et al.  
FOR : **CABINET RUNNER SIDE WALL  
EXTENSION**  
SERIAL NO. : 10/812,225  
FILED : March 29, 2004  
ART UNIT : 3637  
CONFIRMATION NO. : 3030  
ATTORNEY DOCKET NO. : METZ 2 00008

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF APPLICATION UNDER 37 CFR 1.63**

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Notice to File Missing Parts issued June 17, 2004 on the above-captioned patent application, a "Declaration For Patent Application" is enclosed herewith as well as the return copy of the Patent Office's Notice to File Missing Parts.

The enclosed Declaration has been duly executed by the inventor(s).

Enclosed is a check in the amount of \$65.00 in payment of the surcharge required under 37 CFR 1.16(e) for filing the Declaration later than the filing date of the application.

The Commissioner is hereby authorized to charge any additional fees which may be necessary or credit any overpayment to Deposit Account No. 06-0308.

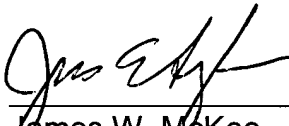
The foregoing submissions are believed to meet the requirements of the Notice to File Missing Parts, and the applicant(s) await(s) further action on the application from the Patent and Trademark Office.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

8/9/04  
Date

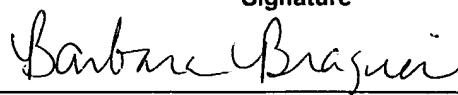
  
James W. McKee  
Reg. No. 26,482  
James E. Scarbrough  
Reg. No. 47,056  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2518  
216/861-5582

CERTIFICATE OF MAILING

I certify that this Response to Notice to File Missing Parts is being

- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP MISSING PARTS, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<b>Express Mail Label No.:</b>
<b>Date</b> <b>August 9, 2004</b>

<b>Signature</b> 
<b>Printed Name</b> <b>Barbara Brazier</b>